

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

RAUL GAMERA,

Defendant.

CASE NO. 12 CR 456

ORDER OF DETENTION

I.

A. On motion of the Government in a case allegedly involving:

1. a crime of violence.
2. an offense with maximum sentence of life imprisonment or death.
3. a narcotics or controlled substance offense with maximum sentence of ten or more years.
4. any felony - where the defendant has been convicted of two or more prior offenses described above.
5. any felony that is not otherwise a crime of violence that involves a minor victim, or possession or use of a firearm or destructive device or any other dangerous weapon, or a failure to register under 18 U.S.C § 2250.

B. On motion by the Government / on Court's own motion, in a case

1 allegedly involving:

2 () On the further allegation by the Government of:

3 1. () a serious risk that the defendant will flee.

4 2. () a serious risk that the defendant will:

5 a. () obstruct or attempt to obstruct justice.

6 b. () threaten, injure, or intimidate a prospective witness or juror or
7 attempt to do so.

8 C. The Government () is/ () is not entitled to a rebuttable presumption that no
9 condition or combination of conditions will reasonably assure the defendant's
10 appearance as required and the safety of any person or the community.

11
12 II.

13 A. (✓) The Court finds that no condition or combination of conditions will
14 reasonably assure:

15 1. (✓) the appearance of the defendant as required.

16 () and/or

17 2. (✓) the safety of any person or the community.

18 B. () The Court finds that the defendant has not rebutted by sufficient
19 evidence to the contrary the presumption provided by statute.

20
21 III.

22 The Court has considered:

23 A. the nature and circumstances of the offense(s) charged, including whether the
24 offense is a crime of violence, a Federal crime of terrorism, or involves a minor
25 victim or a controlled substance, firearm, explosive, or destructive device;

26 B. the weight of evidence against the defendant;

27 C. the history and characteristics of the defendant; and

28 D. the nature and seriousness of the danger to any person or to the community.

1
2 IV.
3
4

5
6
7 The Court also has considered all the evidence adduced at the hearing and the
8 arguments and/or statements of counsel, and the Pretrial Services
9 Report/recommendation.
10
11
12
13
14
15

16 V.
17
18

19 The Court bases the foregoing finding(s) on the following:
20
21
22
23
24
25
26
27
28

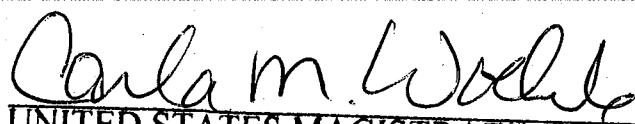
29 A. () As to flight risk: lack of stable employment, lack of
30 bail resources
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108
109
110
111
112
113
114
115
116
117
118
119
120
121
122
123
124
125
126
127
128
129
130
131
132
133
134
135
136
137
138
139
140
141
142
143
144
145
146
147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222
223
224
225
226
227
228
229
230
231
232
233
234
235
236
237
238
239
240
241
242
243
244
245
246
247
248
249
250
251
252
253
254
255
256
257
258
259
260
261
262
263
264
265
266
267
268
269
270
271
272
273
274
275
276
277
278
279
280
281
282
283
284
285
286
287
288
289
290
291
292
293
294
295
296
297
298
299
300
301
302
303
304
305
306
307
308
309
310
311
312
313
314
315
316
317
318
319
320
321
322
323
324
325
326
327
328
329
330
331
332
333
334
335
336
337
338
339
340
341
342
343
344
345
346
347
348
349
350
351
352
353
354
355
356
357
358
359
360
361
362
363
364
365
366
367
368
369
370
371
372
373
374
375
376
377
378
379
380
381
382
383
384
385
386
387
388
389
390
391
392
393
394
395
396
397
398
399
400
401
402
403
404
405
406
407
408
409
410
411
412
413
414
415
416
417
418
419
420
421
422
423
424
425
426
427
428
429
430
431
432
433
434
435
436
437
438
439
440
441
442
443
444
445
446
447
448
449
450
451
452
453
454
455
456
457
458
459
460
461
462
463
464
465
466
467
468
469
470
471
472
473
474
475
476
477
478
479
480
481
482
483
484
485
486
487
488
489
490
491
492
493
494
495
496
497
498
499
500
501
502
503
504
505
506
507
508
509
510
511
512
513
514
515
516
517
518
519
520
521
522
523
524
525
526
527
528
529
530
531
532
533
534
535
536
537
538
539
540
541
542
543
544
545
546
547
548
549
550
551
552
553
554
555
556
557
558
559
560
561
562
563
564
565
566
567
568
569
570
571
572
573
574
575
576
577
578
579
580
581
582
583
584
585
586
587
588
589
590
591
592
593
594
595
596
597
598
599
600
601
602
603
604
605
606
607
608
609
610
611
612
613
614
615
616
617
618
619
620
621
622
623
624
625
626
627
628
629
630
631
632
633
634
635
636
637
638
639
640
641
642
643
644
645
646
647
648
649
650
651
652
653
654
655
656
657
658
659
660
661
662
663
664
665
666
667
668
669
670
671
672
673
674
675
676
677
678
679
680
681
682
683
684
685
686
687
688
689
690
691
692
693
694
695
696
697
698
699
700
701
702
703
704
705
706
707
708
709
710
711
712
713
714
715
716
717
718
719
720
721
722
723
724
725
726
727
728
729
730
731
732
733
734
735
736
737
738
739
740
741
742
743
744
745
746
747
748
749
750
751
752
753
754
755
756
757
758
759
760
761
762
763
764
765
766
767
768
769
770
771
772
773
774
775
776
777
778
779
7710
7711
7712
7713
7714
7715
7716
7717
7718
7719
7720
7721
7722
7723
7724
7725
7726
7727
7728
7729
7730
7731
7732
7733
7734
7735
7736
7737
7738
7739
7740
7741
7742
7743
7744
7745
7746
7747
7748
7749
7750
7751
7752
7753
7754
7755
7756
7757
7758
7759
7760
7761
7762
7763
7764
7765
7766
7767
7768
7769
7770
7771
7772
7773
7774
7775
7776
7777
7778
7779
7780
7781
7782
7783
7784
7785
7786
7787
7788
7789
7790
7791
7792
7793
7794
7795
7796
7797
7798
7799
77100
77101
77102
77103
77104
77105
77106
77107
77108
77109
77110
77111
77112
77113
77114
77115
77116
77117
77118
77119
77120
77121
77122
77123
77124
77125
77126
77127
77128
77129
77130
77131
77132
77133
77134
77135
77136
77137
77138
77139
77140
77141
77142
77143
77144
77145
77146
77147
77148
77149
77150
77151
77152
77153
77154
77155
77156
77157
77158
77159
77160
77161
77162
77163
77164
77165
77166
77167
77168
77169
77170
77171
77172
77173
77174
77175
77176
77177
77178
77179
77180
77181
77182
77183
77184
77185
77186
77187
77188
77189
77190
77191
77192
77193
77194
77195
77196
77197
77198
77199
77200
77201
77202
77203
77204
77205
77206
77207
77208
77209
77210
77211
77212
77213
77214
77215
77216
77217
77218
77219
77220
77221
77222
77223
77224
77225
77226
77227
77228
77229
77230
77231
77232
77233
77234
77235
77236
77237
77238
77239
77240
77241
77242
77243
77244
77245
77246
77247
77248
77249
77250
77251
77252
77253
77254
77255
77256
77257
77258
77259
77260
77261
77262
77263
77264
77265
77266
77267
77268
77269
77270
77271
77272
77273
77274
77275
77276
77277
77278
77279
77280
77281
77282
77283
77284
77285
77286
77287
77288
77289
77290
77291
77292
77293
77294
77295
77296
77297
77298
77299
77300
77301
77302
77303
77304
77305
77306
77307
77308
77309
77310
77311
77312
77313
77314
77315
77316
77317
77318
77319
77320
77321
77322
77323
77324
77325
77326
77327
77328
77329
77330
77331
77332
77333
77334
77335
77336
77337
77338
77339
77340
77341
77342
77343
77344
77345
77346
77347
77348
77349
77350
77351
77352
77353
77354
77355
77356
77357
77358
77359
77360
77361
77362
77363
77364
77365
77366
77367
77368
77369
77370
77371
77372
77373
77374
77375
77376
77377
77378
77379
77380
77381
77382
77383
77384
77385
77386
77387
77388
77389
77390
77391
77392
77393
77394
77395
77396
77397
77398
77399
77400
77401
77402
77403
77404
77405
77406
77407
77408
77409
77410
77411
77412
77413
77414
77415
77416
77417
77418
77419
77420
77421
77422
77423
77424
77425
77426
77427
77428
77429
77430
77431
77432
77433
77434
77435
77436
77437
77438
77439
77440
77441
77442
77443
77444
77445
77446
77447
77448
77449
77450
77451
77452
77453
77454
77455
77456
77457
77458
77459
77460
77461
77462
77463
77464
77465
77466
77467
77468
77469
77470
77471
77472
77473
77474
77475
77476
77477
77478
77479
77480
77481
77482
77483
77484
77485
77486
77487
77488
77489
77490
77491
77492
77493
77494
77495
77496
77497
77498
77499
77500
77501
77502
77503
77504
77505
77506
77507
77508
77509
77510
77511
77512
77513
77514
77515
77516
77517
77518
77519
77520
77521
77522
77523
77524
77525
77526
77527
77528
77529
77530
77531
77532
77533
77534
77535
77536
77537
77538
77539
77540
77541
77542
77543
77544
77545
77546
77547
77548
77549
77550
77551
77552
77553
77554
77555
77556
77557
77558
77559
77560
77561
77562
77563
77564
77565
77566
77567
77568
77569
77570
77571
77572
77573
77574
77575
77576
77577
77578
77579
77580
77581
77582
77583
77584
77585
77586
77587
77588
77589
77590
77591
77592
77593
77594
77595
77596
77597
77598
77599
77600
77601
77602
77603
77604
77605
77606
77607
77608
77609
77610
77611
77612
77613
77614
77615
77616
77617
77618
77619
77620
77621
77622
77623
77624
77625
77626
77627
77628
77629
77630
77631
77632
77633
77634
77635
77636
77637
77638
77639
77640
77641
77642
77643
77644
77645
77646
77647
77648
77649
77650
77651
77652
77653
77654
77655
77656
77657
77658
77659
77660
77661
77662
77663
77664
77665
77666
77667
77668
77669
77670
77671
77672
77673
77674
77675
77676
77677
77678
77679
77680
77681
77682
77683
77684
77685
77686
77687
77688
77689
77690
77691
77692
77693
77694
77695
77696
77697
77698
77699
77700
77701
77702
77703
77704
77705
77706
77707
77708
77709
77710
77711
77712
77713
77714
77715
77716
77717
77718
77719
77720
77721
77722
77723
77724
77725
77726
77727
77728
77729
77730
77731
77732
77733
77734
77735
77736
77737
77738
77739
77740
77741
77742
77743
77744
77745
77746
77747
77748
77749
77750
77751
77752
77753
77754
77755
77756
77757
77758
77759
77760
77761
77762
77763
77764
77765
77766
77767
77768
77769
77770
77771
77772
77773
77774
77775
77776
77777
77778
77779
77780
77781
77782
77783
77784
77785
77786
77787
77788
77789
77790
77791
77792
77793
77794
77795
77796
77797
77798
77799
77800
77801
77802
77803
77804
77805
77806
77807
77808
77809
77810
77811
77812
77813
77814
77815
77816
77817
77818
77819
77820
77821
77822
77823
77824
77825
77826
77827
77828
77829
77830
77831
77832
77833
77834
77835
77836
77837
77838
77839
77840
77841
77842
77843
77844
77845
77846
77847
77848
77849
77850
77851
77852
77853
77854
77855
77856
77857
77858
77859
77860
77861
77862
77863
77864
77865
77866
77867
77868
77869
77870
77871
77872
77873
77874
77875
77876
77877
77878
77879
77880
77881
77882
77883
77884
77885
77886
77887
77888
77889
77890
77891
77892
77893
77894
77895
77896
77897
77898
77899
77900
77901
77902
77903
77904
77905
77906
77907
77908
77909
77910
77911
77912
77913
77914
77915
77916
77917
77918
77919
77920
77921
77922
77923
77924
77925
77926
77927
77928
77929
77930
77931
77932
77933
77934
77935
77936
77937
77938
77939
77940
77941
77942
77943
77944
77945
77946
77947
77948
77949
77950
77951
77952
77953
77954
77955
77956
77957
77958
77959
77960
77961
77962
77963
77964
77965
77966
77967
77968
77969
77970
77971
77972
77973
77974
77975
77976
77977
77978
77979
77980
77981
77982
77983
77984
77985
77986
77987
77988
77989
77990
77991
77992
77993
77994
77995
77996
77997
77998
77999
77100
77101
77102
77103
77104
77105
77106
77107
77108
77109
77110
77111
77112
77113
77114
77115
77116
77117
77118
77119
77120
77121
77122
77123
77124
77125
77126
77127
77128
77129
77130
77131
77132
77133
77134
77135
77136
77137
77138
77139
77140
77141
77142
77143
77144
77145
77146
77147
77148
77149
77150
77151
77152
77153
77154
77155
77156
77157
77158
77159
77160
77161
77162
77163
77164
771

1 B. The Court bases the foregoing finding(s) on the following: _____
2
3
4
5
6
7
8
9

VII.

10
11 A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.
12 B. IT IS FURTHER ORDERED that the defendant be committed to the
13 custody of the Attorney General for confinement in a corrections facility
14 separate, to the extent practicable, from persons awaiting or serving
15 sentences or being held in custody pending appeal.
16 C. IT IS FURTHER ORDERED that the defendant be afforded reasonable
17 opportunity for private consultation with counsel.
18 D. IT IS FURTHER ORDERED that, on order of a Court of the United States
19 or on request of any attorney for the Government, the person in charge of
20 the corrections facility in which the defendant is confined deliver the
21 defendant to a United States marshal for the purpose of an appearance in
22 connection with a court proceeding.
23
24
25

26 DATED: 5/24/12


27 UNITED STATES MAGISTRATE JUDGE
28 CARLA M. WOEHRLE